

ATTORNEY'S DOCKET NUMBER: 2005577-0009
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Li, et al.	Examiner:	Not yet assigned
Serial No.:	10/592,912	Art Unit:	Not yet assigned
Filing Date:	September 15, 2006	Confirmation No:	5719
Title:	HERBAL THERAPY FOR THE TREATMENT OF ASTHMA		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

PETITION TO REVIVE AN UNINTENTIONALLY ABANDONED APPLICATION
UNDER 37 CFR §1.137(b)

A response to the Notification of Defective Response, mailed on October 18, 2007, was due on November 18, 2007. That Notification indicated that a Sequence Listing was due for the above-referenced application. In addition, that Notification indicated that the Oath or Declaration submitted on July 3, 2007 does not comply with 37 CFR 1.497(a) and (b).

Regarding the Sequence Listing, Applicants submit herewith a copy of the facsimile dated September 18, 2007 indicating that a Sequence Listing is not required in the present application because no sequences are recited in the application. Regarding the Declaration, Applicants submit herewith a replacement Declaration.

No Notice of Abandonment has been mailed by the USPTO. However, Applicants submit that the entire delay from the deadline to respond to the Notification of Defective Response to the date of this Petition was unintentional. Accordingly, Applicants respectfully submit that the application was unintentionally abandoned and revival of the same is respectfully solicited.

As required by 37 CFR §1.137(b)(1), a Response to the Notification mailed October 18, 2007 is submitted herewith. This petition is also accompanied by the small entity petition fee of \$770.00 set forth in 37 CFR §1.17(m) for an unintentionally abandoned application.

Please charge any other fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,

/Andrea L.C. Robidoux/

Dated: December 14, 2007

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